

9-17 Imminent and Substantial Endangerment (1200 TN 350 9-17)

1. **AUTHORITY.** Pursuant to Section 1431 of the Safe Drinking Water Act, to make findings; take action; determine the practicality of consultation, consult with States and local authorities; and take other action including, but not limited to, issuing administrative orders.
2. **TO WHOM DELEGATED.** Director, Water Protection Division.
3. **LIMITATIONS.**
 - a. The delegatee must consult with the AA for OECA before exercising the authority to issue orders. The AA for OECA may waive consultation in writing.
 - b. The delegatee must obtain the advance concurrence of the regional counsel on the legal sufficiency of the action before exercising the authority to issue orders. The RC may waive concurrence in writing.
 - c. The delegate must consult with the deputy regional administrator (DRA) or the assistant regional administrator for Policy and Management if the DRA is not available, before exercising these authorities.
 - d. The delegate must consult with the director, Office of Communications and Government Relations, or his/her designee before exercising these authorities.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the branch chief, and no further. This authority may not be redelegated without formal amendment.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **REFERENCES.** None.
6. **SUPERSESSION.** Delegations Manual, SDWA, Regional Delegation 9-17. Emergency Administrative Powers, 1200 TN RIII-110 (September 12, 1994).

Date 1/18/2017


Shawn M. Garvin
Regional Administrator